

2015.82.T

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2015- -T

IN RE: Petition of the Office of Regulatory Staff to) **PETITION FOR REVOCATION OF**
 Revoke Certificates of Public Convenience and) **CERTIFICATES OF PUBLIC**
 Necessity of Certain Motor Carriers for Non-) **CONVENIENCE AND NECESSITY**
 Payment of Decal Fees) **OF CERTAIN MOTOR CARRIERS**

The South Carolina Office of Regulatory Staff ("ORS"), by filing this petition, would respectfully show and request of the Public Service Commission of South Carolina ("Commission"):

1. That the Commission is a state agency constituted pursuant to the laws of the State of South Carolina with its business offices located in Columbia, South Carolina; that the Commission is responsible for the regulation of motor vehicle carriers operating for compensation as set forth in S.C. Code Ann. § 58-23-10 et seq. (1976 and Supp. 2014); that ORS is charged with the duty to protect the public interest pursuant to S.C. Code Ann. Section 58-4-10 et seq. (Supp. 2014).

2. That the companies listed in Exhibit A have been certified by the Commission to operate as "motor vehicle carriers" as defined in S.C. Code Ann. § 58-23-10(4) (1976 and Supp. 2014) in that they own, control, operate, or manage motor propelled vehicles, not usually operated on or over rails, used in the business of transporting persons or property for compensation over improved public highways in this state.

3. That the companies listed in Exhibit A, each having applied for and having an Order from the Commission to receive a Certificate of Public Convenience and Necessity ("PC&N") to operate a motor vehicle carrier as defined in S.C. Code Ann. § 58-23-10(4) (1976 and Supp. 2014), have submitted to the jurisdiction of the Commission by holding said Certificate PC&N – and are therefore subject to the

jurisdiction of this Commission pursuant to S.C. Code Ann. § 58-23-1010 et seq. (Supp. 2014). See Exhibit A, Carriers Out of Compliance for Non-Payment of Decal Fees.

4. That the companies listed in Exhibit A, upon receiving their Certificate of PC&N, were each found to be fit, willing and able to operate as a motor carrier by the Commission; that in obtaining such authority the companies certified they are “familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina” and “agree to operate in compliance with these statutes and regulations” [10 S.C. Code Ann. Regs. 103-133(4)(a) (2012)].

5. That, “[a] holder of a certificate A, B, or C with less than twenty vehicles must semi-annually **on or before July first and January first of each year** pay to the South Carolina Office of Regulatory Staff the following fees: for vehicles weighing not more than two thousand pounds, seven dollars and fifty cents; and for vehicles weighing in excess of two thousand pounds, seven dollars and fifty cents for the first two thousand pounds and two dollars and fifty cents additional for each additional five hundred pounds or part thereof of weight, except that the total license fee may not exceed fifty dollars per vehicle semiannually.” S.C. Code Ann. § 58-23-560 (Supp. 2014) (emphasis added).

6. That, pursuant to S.C. Code Ann. § 58-4-10 et seq. (Supp. 2014), beginning January 1, 2005, ORS must represent the public interest of South Carolina before the Commission and has authority to enforce collection of such fees.

7. That the companies listed in Exhibit A are subject to the fees listed in S. C. Code Ann. §58-23-560 and have failed to pay fees that were due on or before January 1, 2015 and therefore, are not in compliance with Commission statutes governing the regulation of motor carriers. See Exhibit B, Affidavit of Carole Chauvin.

8. That “[t]he commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has willfully violated or refused to observe orders, rules, or regulations prescribed by the commission, provisions of the Motor Vehicle Carrier Law, or any other law of this State regulating motor carriers for hire and applicable to the holder of such certificate, or, if, in the opinion of the commission, the motor carrier holding a

Certificate of PC&N is not furnishing adequate service or it is no longer compatible with the public interest to continue said certificate in force, or, if in the opinion of the commission, the motor carrier holding a Certificate of FWA is no longer furnishing adequate service, or said carrier no longer meets the fit, willing, and able criteria..." 10 S.C. Code Ann. Regs. 103-240 (2012).

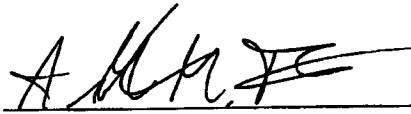
9. That "[t]he commission may, after a hearing, order the suspension, revocation, alteration, or amendment of any certificate issued pursuant to Articles 1 through 11 of this chapter, if it is proved that the holder of the certificate willfully made any misrepresentation of a material fact in obtaining his certificate or willfully violated or refused to observe the laws of this State touching motor vehicle carriers or willfully violated any of the terms of his certificate or of the commission's proper orders, rules or regulations. But the holder of the certificate has the right of appeal to any court of competent jurisdiction. The commission must not be a party to any appeal." S.C. Code Ann. § 58-23-320 (Supp. 2014).

10. That the information listed in Exhibit A is the mailing address for each carrier on file with the Commission and ORS and the information listed in Exhibit A was provided by each carrier listed in Exhibit A. See Exhibit A, Carriers Out of Compliance for Non-Payment of Decal Fees. See also Exhibit B, Affidavit of Carole Chauvin.

WHEREFORE, ORS respectfully requests that the Honorable Commission:

1. Schedule and conduct a formal administrative hearing as soon as practicable to address disputed issues of fact and law regarding the Certificates of PC&N of the carriers listed in Exhibit A, which ORS seeks to have revoked by the Commission in this action pursuant to 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. § 58-23-320 (Supp. 2014);
2. Following the formal administrative hearing, immediately rule to revoke the Certificates of those motor carriers listed in Exhibit A in accordance with the authority provided to the Commission under 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. § 58-23-320 (Supp. 2014) and thereafter immediately enter a final Order; and,

3. For other appropriate action which the Commission may deem necessary.



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C. Lessie Hammonds, Esquire
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February 25, 2015
Columbia, South Carolina

FEBRUARY 24, 2015 - CARRIERS OUT OF COMPLIANCE
RTSC FOR NON-PAYMENT OF DECAL FEES
DOCKET NO. _____

EXHIBIT A
1 of 3

No	Docket #	Certificate Type	Name	DBA	Address	City	State	Zip Code
1	2013-135-T	Taxi	6 Vision Transportation, LLC		400 Waverly Place Circle Apt 2A	N Charleston	SC	29418
2	2013-372-T	Charter	A2B Luxury Transportation LLC		581 Village Church Dr	Chapin	SC	29036
3	2009-135-T	Non-Emergency	Advanced Care Services, Inc.		PO Box 5704	Columbia	SC	29250
4	2011-98-T	Taxi	Alex Murphy	A & M Taxi	PO Box 222	Loris	SC	29569
5	2013-427-T	Charter	All Aboard Transportation LLC		110 Westchase Dr	Charleston	SC	29407
6	2013-263-T	Non-Emergency	Anta Marie Detrice Dawkins	Wildcats Logistics	2552 Harlees Bridge Rd	Hamer	SC	29547
7	2010-341-T	Taxi	Antonio T. Spann	Elite Fleet Transportation	4943 Signature Dr Unit 202	Myrtle Beach	SC	29579
8	2009-474-T	Taxi	Benjamin Frazier	Ben's Taxi	1809 N Grimball Rd	Charleston	SC	29412
9	2013-306-T	Taxi	Bennett Brown, Jr.	Seaside Transportation	3710 Old Pine Cir Apt 301	Charleston	SC	29405
10	2009-419-T	Taxi	Bernard Daley	Bernard and Corrine Taxi Service	2919 Alabama Dr	Charleston	SC	29405
11	2012-38-T	Charter	Black Magic Express, LLC		1 Chick Springs Rd Ste 313-D	Greenville	SC	29609
12	2013-353-T	Charter	BMLR LLC	Spanish Moss Charters and Tours	10 Aviation Ct	Garden City	GA	31408
13	2011-382-T	Taxi	Burgandy Taxi Service, Inc.		535 Clyburn Ave	Hartville	SC	29550
14	2010-72-T	Charter	Caleb Harper	Harpers Limo Service	1925 Belgrade Ave	Charleston	SC	29407
15	2014-136-T	Non-Emergency	Candi Dunlap	Carlinas Transit Systems	5809 Autumn Trace Ln	Indian Trail	NC	28079
16	2004-94-T	Non-Emergency	Capital City Ambulance Inc.		PO Box 6365	North Augusta	SC	29861
17	2013-95-T	Non-Emergency	Capitol HealthCare Systems, LLC		PO Box 646	Columbia	SC	29202
18	2012-235-T	Stretch Van	Care & Safety Transportation, LLC		21 Oaks Plantation Rd	St Helena	SC	29920
19	2011-381-T	Non-Emergency	Caring Hearts HomeCare Agency, LLC		PO Box 1032	Mauldin	SC	29662
20	2011-284-T	Charter	Carl A. Mitchell	Mitchell's Van Line	2067 Edisto Ave	James Island	SC	29412
21	2013-20-T	Non-Emergency	Catch Program Services, LLC		PO Box 620144	Charlotte	NC	28262
22	2014-271-T	Charter	Certified Limousine Service LLC		6074 Bluebird Hill Ln	Weddington	NC	28104
23	2013-409-T	Taxi	Charity Barr	The Wright Taxi	1760 Bridge Water Dr	Conway	SC	29526
24	2013-265-T	Non-Emergency	Ciara Wright	We Care Medical Transportation	114 Esau Circle	Walterboro	SC	29488
25	2009-129-T	Taxi	City Limo, LLC		341 Worthington Cir	Myrtle Beach	SC	29588
26	2007-347-T	Taxi	Clover Cab Express, LLC		108 Vance St	Clover	SC	29710
27	2006-237-T	Charter	Colonial Limo Services, LLC		218 Soft Stone Dr	Blythewood	SC	29016
28	2014-254-T	Charter	CPC Exclusive LLC		563 Silver Spoon Ln	Elgin	SC	29045
29	2010-144-T	Taxi	Crazy Carl's Island Taxi & Shuttle LLC		822 O'Sullivan Dr	Mt. Pleasant	SC	29464
30	2011-507-T	Taxi	Cruz S.A., LLC	Access Taxi	601 Hillside Dr Unit 1933	North Myrtle Beach	SC	29582
31	2014-116-T	Non-Emergency	Darrick Campbell	Derrion's Transportation	237 Laurel Ln Lot 2	Florence	SC	29506
32	2013-66-T	Non-Emergency	Deans Non-Emergency Transportation Services, LLC		PO Box 353	Santee	SC	29142
33	2007-126-T	Non-Emergency	Derrick Williams	MedSouth Transportation	1136 Timmonsville Hwy	Darlington	SC	29532
34	2011-71-T	Charter	Dickerson Mortuary, LLC		4700 Rivers Ave	North Charleston	SC	29405
35	2011-347-T	Non-Emergency	Donald Harrington	Satellite Express	404 Peatree Ct	Florence	SC	29505
36	2009-158-T	Charter	Donna Coker	Helping Hand Transportation	8142 Little Sydneys Way	North Charleston	SC	29406
37	2011-396-T	Non-Emergency	East Coast Medical Transport, LLC		1957 Ronlin Farm Rd	Awendaw	SC	29429
38	2014-79-T	Charter	Eric Mack	EMS Limousine	5446 Rosebank Rd	Wadmalaw Island	SC	29487
39	2014-218-T	Charter	Evins Nicholson, Sr.	Able Transportation	1017 Balmore Dr	Myrtle Beach	SC	29579
40	2014-119-T	Taxi	Evins Nicholson, Sr.	Papa Transportation	1017 Balmore Dr	Myrtle Beach	SC	29579
41	2014-284-T	Taxi	F & T Transportation LLC		115 N Guingnard Dr	Sumter	SC	29150

No	Docket #	Certificate Type	Name	DBA	Address	City	State	Zip Code
42	2012-160-T	Taxi	Frank Jackson	ASAP	104 Knightsbridge Dr	North Charleston	SC	29418
43	1994-416-T	Taxi	Franklin Nolan Sellers		2001 S. Firetower Road	Florence	SC	29506
44	2013-40-T	Taxi	Fredretha Whitfield	Fast Action Taxi	2708 Budds Ave	N Charleston	SC	29405
45	2012-212-T	Taxi	Full Service Taxi, LLC		2145 S Boland Cir	North Charleston	SC	29406
46	2013-448-T	Non-Emergency	Good Day Transport Inc.		1015 Nellie St	Florence	SC	29505
47	2013-19-T	Taxi	Hazeltine Jackson		458 Guildford Cir	Florence	SC	29501
48	2014-83-T	Charter	Holger Muehlhans	Access Coach Services	7201 Porcher Dr Apt D	Myrtle Beach	SC	29572
49	2007-410-T	Taxi	James C. Robertson	Dream Riders Transportation	3513 Arrowhead Blvd	Myrtle Beach	SC	29579
50	2014-128-T	Taxi	Jeff Whitley	Calypso Cab	1054 Anna Knapp Blvd. Apt. 25-A	Mount Pleasant	SC	29464
51	2004-181-T	Taxi	Julie Ford	Ford Airport Limo Service	5929 Scott White Rd.	Hollywood	SC	29449
52	2011-380-T	Taxi	Kathy Council	T. Council's Elite Car Service	320-A Dunlap Dr	Hartsville	SC	29550
53	2013-397-T	Taxi	KRC LLC	Atlantic Coast Transportation	327 Hollywood Dr	Charleston	SC	29407
54	2014-59-T	Non-Emergency	Lakeya Jones	LS MedTransit	4505 Outwood Dr	Ladson	SC	29456
55	2014-109-T	Taxi	LaRome Brown	Rome's Transportation	519 Travelers Blvd	Summerville	SC	29485
56	2008-418-T	Taxi	Lenis Scott		PO Box 1382	Darlington	SC	29540
57	2014-110-T	Taxi	Leon Weeks		6839 Candy Buck Ln	Effingham	SC	29541
58	2013-279-T	Charter	Lowcountry Funtime LLC		1510 Calamus Pond Rd	Summerville	SC	29483
59	2010-193-T	Non-Emergency	Midlands Transportation Service, LLC		3120 N Beltline Blvd Ste A	Columbia	SC	29204
60	2013-91-T	Charter	Natalie J. Seach	Blue Wave Taxi & Shuttle	1150 South Shadow Dr	Mt. Pleasant	SC	29464
61	2013-373-T	Taxi	Palmetto Starline LLC		1747 Savage Rd	Charleston	SC	29407
62	2008-422-T	Non-Emergency	ParaBasic, Inc.		PO Box 5	Andrews	SC	29510
63	2014-193-T	Taxi	Pink Line Transportation LLC		PO Box 60687	N Charleston	SC	29419
64	2014-137-T	Charter	Preferred Chauffeur Services LLC		7426 Northgate Dr	Hanahan	SC	29410
65	2012-396-T	Non-Emergency	Procare Group Adult Services, LLC		2 Suntrace Ct	Columbia	SC	29229
66	2010-218-T	Non-Emergency	PTS Transportation Services, LLC		6 Executive Ct	Lake Wylie	SC	29710
67	2014-108-T	Charter	Roadie Services, LLC		3702 E. King Henry Dr	Florence	SC	29506
68	2012-380-T	Taxi	Robert Lee Mitchell, Jr.	Right Price Limousine Service	1146 Hollings Ave	Florence	SC	29506
69	2005-50-T	Charter	Robert Simmons		114 Qwin Lane	Goose Creek	SC	29445
70	2009-493-T	Taxi	Roland P. Robinson		1743 N Norwood Ln	Florence	SC	29506
71	2010-413-T	Taxi	Rose Mary Felder Alexander	Chisolm Taxi	1901 Pine Walk Ct Apt 313	North Charleston	SC	29405
72	2012-366-T	Taxi	Sahra, LLC	Charleston Royalty	PO Box 20543	Charleston	SC	29401
73	1998-164-T	Charter	Salbo Enterprises, Inc.	Limo Scene	152 Clovis Circle	Myrtle Beach	SC	29579
74	2008-62-T	Non-Emergency	Senior Options, Inc.		512 Professional Park Rd	Clinton	SC	29325
75	2009-134-T	Charter	Serenity Transportation, LLC		PO Box 1053	Walterboro	SC	29488
76	2013-195-T	Taxi	Sheila Patricia Seagers		2799 Ranger Dr	Charleston	SC	29405
77	2012-229-T	Charter	Showtime Car Service LLC		274 Hugler St Apt 404	Charleston	SC	29403
78	2012-387-T	Non-Emergency	South Carolina VIP Tours, LLC	VIP Medical Transportation	3905 W Beltline Blvd Ste 118	Columbia	SC	29204
79	2011-390-T	Non-Emergency	STAT Ambulance Service, LLC		PO Box 80364	Charleston	SC	29416
80	2013-277-T	Charter	Sunset Limousine, LLC		1019 Hwy 17 South Ste 119	N Myrtle Beach	SC	29582
81	1994-72-T	Charter	Tarry Wilson	Limo Service	PO Box 236	Gilbert	SC	29054
82	2013-289-T	Taxi	Taxi Time In Charleston, LLP		7658 Brookdale Blvd	North Charleston	SC	29418

FEBRUARY 24, 2015 - CARRIERS OUT OF COMPLIANCE
RTSC FOR NON-PAYMENT OF DECAL FEES
DOCKET NO. _____

EXHIBIT A
3 of 3

No	Docket #	Certificate Type	Name	DBA	Address	City	State	Zip Code
83	2013-319-T	Taxi	Thomas Thorpe	Beach Bound Taxi	PO Box 3035	North Myrtle Beach	SC	29582
84	2013-317-T	Non-Emergency	Tiffany Johnson	4U Mobile Rides	PO Box 3603	Aiken	SC	29801
85	2014-171-T	Non-Emergency	Tonya T. Dickey	Faith Transportation	105 E Smith St	Timmonsville	SC	29161
86	2014-72-T	Charter	Tri-County Connect LLC		704 Rosemarie Ln	Mullins	SC	29574
87	2013-344-T	Taxi	Unity Enterprizes, LLC	Unity Car Service	9022 Parlor Dr	Ladson	SC	29456
88	2011-412-T	Taxi	Vera Nelson	Superb Transportation	2544 Bengal Rd	North Charleston	SC	29406
89	2013-24-T	Charter	Wendell Green	Mensch Transportation	4752 Foxwood Dr	N Charleston	SC	29418
90	2010-111-T	Taxi	William F. Davidson	J's Taxi Service	115 Hillcrest Dr	Gaffney	SC	29340
91	2004-144-T	Non-Emergency	Williamston Rescue Squad	Williamston EMS	902 Anderson Dr	Williamston	SC	29697

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

DOCKET NO. _____

February 24, 2015

IN RE: Petition of the Office of Regulatory Staff to Revoke
 Certificates of Public Convenience and Necessity of
 Certain Motor Carriers for Non-Payment of Decal
 Fees

**AFFIDAVIT OF
CAROLE CHAUVIN**

The Affiant, after having been first duly sworn, deposes and states as follows:


- 1) My name is Carole Chauvin and I am employed by the Office of Regulatory Staff ("ORS") as a Program Specialist for the Transportation Department.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) My duties and responsibilities as a Program Specialist for ORS include serving as custodian of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4) It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6) On February 24, 2015, I examined the business records on file with ORS.
- 7) As a result of that examination, I attest that the License Decal Application Form(s) and appropriate license decal fee(s) as required by S.C. Code Ann. § 58-23-560 (Supp. 2013) have not been filed with ORS by the following carriers as of February 24, 2015: (See attached list)

AND FURTHER THE AFFIANT SAYETH NOT.

Carole Chauvin

Carole Chauvin
Program Specialist, Transportation Department
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, S.C. 29201

Sworn and subscribed before me
this 24th day of February, 20 15


Notary Public for South Carolina Pam McMillan
My Commission Expires: May 3rd 2017